



IFW

Docket No. 13282-1

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Clarke

Group Art Unit 1761

Serial No.: 09/858,190

Examiner Weinstein, Stephen L.

Filing Date: May 15, 2001

Title: Packaging of Bananas

Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450
Alexandria, VA 22313-1450

RECORD OF TELEPHONE CONVERSATION

Sir,

This paper is filed to make of record a telephone conversation between the Examiner and the undersigned on August 28, 2008. In that conversation, the Examiner agreed to withdraw the Office Action mailed July 3, 2008, which alleged that the response mailed on May 29, 2007, and resubmitted on December 11, 2007, was not fully responsive to the Office Action mailed December 28, 2006. The Examiner agreed to withdraw the Office Action mailed July 3, 2008, and to issue a new Office Action which would, *inter alia*, fully identify any of the "newly added" references on which the Examiner wished to rely (Applicant had previously noted, on page 7 of the previous response, that it had not been possible to identify the "newly added" references).

Respectfully submitted

T. H. P. Richardson

Registration No.28,805

Tel No. 650 854 6304

CERTIFICATE OF MAILING UNDER 37 CFR 1.8

I hereby certify that this correspondence is being deposited with United States Postal Service with sufficient postage as first-class mail in an envelope addressed to: Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450
On August 28, 2008

Typed name of person signing this certificate: T. H. P. Richardson
Signature